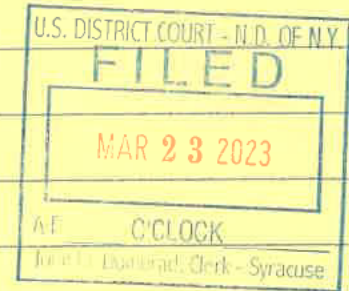


UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

M. [REDACTED]

Plaintiff

V.



TOBY SHELLEY, Sheriff, Onondaga County
WILLIAM (BILL) FITZPATRICK, District Attorney, Onondaga County
MARK A. ROTHSCHILD, Marlinus Town Justice
WELLPATH, (Onondaga County Jail Medical Provider)
John Doe, Onondaga County Jail Chief Deputy

① THE LEGAL BASIS FOR THIS CLAIM: VIOLATION OF MY
4TH, 5TH, and 8TH AMENDMENTS TO THE UNITED STATES
CONSTITUTION

② Plaintiff's Information:

88062700

ONONDAGA COUNTY, JUSTICE CENTER JAIL
555 SOUTH STATE STREET

SYRACUSE, NEW YORK 13202

③ PRISONER STATES: I WAS CONVICTED BY JURY
TRIAL ON FEBRUARY 2, 2023 IN THE VILLAGE/TOWN OF
MARLINUS, NEW YORK, ONONDAGA COUNTY. BUT HAVE NOT
BEEN SUSTAINED YET.

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④ DEFENDANT(S) INFORMATION:

1.) TOBY Shelley, Sheriff, Onondaga County
500 SOUTH STATE ST
SYRACUSE, NY 13202

2.) WILLIAM (BILL) FRIZPATRICK, District Attorney, Onondaga County
505 SOUTH STATE ST.
SYRACUSE, NY 13202

3.) MARK A. ROTHSCHILD, Manlius Town Justice

Manlius, New York

4.) WILL PATRICK, Medical Provider, Onondaga County Jail
555 SOUTH STATE STREET
SYRACUSE, NEW YORK 13202

5.) JOHN DOE, Chief Jail Deputy
555 SOUTH STATE ST.
SYRACUSE, NY 13202

⑤ STATEMENT OF CLAIM:

I WAS ARRESTED ON FEBRUARY 9TH ON A WARRANT ISSUED BY JUDGE ROTHSCHILD. THE MANLIUS TOWN JUDGE, and held without bail in the Onondaga County Justice Center Jail.

DURING INTAKE I INFORMED THE NURSING STAFF THAT I AM HIV POSITIVE AND NEEDED TO TAKE MY GENVUYA EVERY DAY, TO MAINTAIN MY LEVELS. AS I HAD BEEN UNDETECTABLE AT MY LAST BLOOD TEST. THE NURSE ASKED ME THE NAME OF THE PHARMACY I GET MY

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medications from, at which time I informed her that I got all my prescriptions filled at the Rite Aid Pharmacy on Butterworth.

After being arraigned and ordered held without bail per Judge Rothschild, I wrote several requests and Grievance Forms complaining of and notifying staff that I have not been given my antiretroviral medication and was fearful my levels had begun to drop.

Sometime later, I was taken up to medical where they took some blood samples. A week later I was again brought up to medical and blood samples were taken. The nurse at that time (the one taking my blood) stated that she needed to re-test me because the other blood sample had not been acceptable by the blood testing company because it (the blood) had not been frozen when they received it, and so was no good.

When I still had not been given my antiretroviral medications I communicated this fact and my fear to Rev. Deneice Conaway and Rev. Beth Dubois. Rev. Dubois contacted Jail Ministry, who came to see me face to face and inquired about my health and whether or not I'd started receiving

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medications yet?

On 2/28 I received a note from Beth at Jail Ministry stating that she had in fact contacted "medical" on my behalf regarding my HIV medications.

During the week of March 14, 2023. I noticed several skin lesions in my head which caused me some concern. I mentioned this to the "Provider" when I saw her on the pod. She asked if I'd been tested yet because she had ordered more testing for me. I again informed her that I had not been seen or tested by anyone... I communicated all of this to Nurse Donna.

During the week of March 14, 2023 I again met with "the provider" and advised her that I had noticed severe swelling in my face, feet, and hands. The provider stated that the swelling was possibly a result of the salt in my diet and that I should drink more water.

On Monday, March 20, 2023 at about 6 AM I woke up to shave and after removing my tee-shirt, I noticed a red pimple which my being of the age to have a memory of the "AIDS epidemic"

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CAUSED ME to immediately beg. to fear
I'd contracted "Kampou's Sarcophagus" A Death
Sentence, and will die in this place.

- (1) Relief: I PRAY this honorable Court to grant
me Relief + allowing me to proceed as a
Poor Person. (2) BECAUSE OF the fact that
these files are open to the public, please
allow me to protect (hid) my identity and
proceed in filings using my initials MAJ.
(3) Grant me immediate release or my own
recognition in order to protect (save) my
home. (4) AWARD \$15,000,000 - FIFTEEN MILLION in DAMAGES
FOR emotional Pain and Suffering. AWARD \$10,000,000 -
TEN MILLION, I will be DEAD soon. My son needs to
be able to bury me. (5) Any other such
Relief as deemed appropriate by the Court.
(7) Plaintiff's OATH or Affirmation:

WITHOUT THE ASSIST of a Notary. I,
[REDACTED] DO hereby Swear and/
or Affirm that all the information
contained in this motion is true to these
Knowledge and belief. Under penalty
of Perjury

Respectfully Submitted

[REDACTED]
88002700 / 3/21/23

ONONDAGA COUNTY SHERIFF'S OFFICE
JUSTICE CENTER INMATE CORRESPONDENCE
555 SOUTH STATE STREET
SYRACUSE, NY 13202-2104

88003700



United States District Court
Northern District of New York
Clerk's Office
P.O. Box 7367
100 South Clinton Street
Syracuse, NY 13261-7367
LCU-NPI 13261

